

the article was an effective remedy for diseases of swine, whereas it was not an effective remedy for such diseases: "Master Liquid For Old Hogs and Young Pigs * * * Estimate the largest amount of whole oats your hogs will eat in one day. For every three bushels of whole oats to be fed, mix 1 pint of Master Liquid * * * with 15 gallons of clean water * * *. To this solution add the whole oats and mix well by stirring. * * * Keep the prepared oats in feeding troughs at all times so hogs have free access to them. * * * Follow this practice for the first two weeks. The Third Week: Feed prepared oats in the morning and give other feeds during the remainder of the day. The Fourth Week: The animals can be put back on regular rations and thereafter fed prepared oats two or three days each week. On these days allow no other feed or they can be fed the preparation every morning and other feed the remainder of the day." The representation on the label "Alkalinizes Slops composed of Oats, Barley or Grain Mixtures" also was misleading since the labeling of the article failed to reveal the material fact, in the light of such representation, that, whether or not the article alkalinized slops, such alkalinization was of no value or importance.

502 (a)—(17-jug lot) the accompanying labeling contained false and misleading representations that the article was an adequate and effective treatment for "necro" of swine and conditions producing runty, unthrifty, and poor doing swine.

DISPOSITION: Master Laboratories, Inc., appeared as claimant in these cases and filed motions for their removal to the United States District Court for the District of Nebraska or the Southern District of Iowa. The Government filed a counter motion to consolidate these two cases and to transfer them to the Northern District of Iowa. Subsequently, the claimant filed an amended motion to consolidate the two actions pending in the Western District of Wisconsin; to consolidate these actions with 6 cases (already consolidated) which were pending in the Northern District of Iowa and to transfer the cases pending in the Northern District of Iowa to the Western District of Wisconsin; and to remove the case as finally consolidated to the Southern District of Iowa.

On 11-30-54, the court ordered the two cases pending in the Western District of Wisconsin to be consolidated for trial, denied the remainder of claimant's motion, and ordered the claimant to file an answer to the libel within 20 days. On 12-22-54, the claimant filed objections to the jurisdiction of the court and a demurrer to the libel on the grounds that it failed to state a cause of action against the article or the claimant.

The Government filed a motion for a default judgment or, in the alternative, for a summary judgment. The Government's motion for a summary judgment was granted on 1-17-56; and, on 1-31-56, the court entered an order condemning the product and ordering that it be destroyed.

5040. Sulfadine and Sulfa-Du. (F. D. C. No. 38992. S. Nos. 14-135/6 M.)

QUANTITY: 16 1-gal. btls. of *Sulfadine* and 1 1-gal. btl. of *Sulfa-Du* at Springdale, Ark.

SHIPPED: 4-14-53 and 12-2-54, from Dallas, Tex., by Hill Poultry Service.

LABEL IN PART: (Btl.) "Chemic Brand Farm Chemistry Associates Sulfadine (Solution of Sulfaguanidine Acid) Each 100 cc. contains 5 Gms. Sulfaguanidine" and "Chemic Brand Farm Chemistry Associates Sulfa-Du (hydrochloride of sulfathiazole) Each 100 cc. contains an equal of 4.5 grams of Sulfathiazole."

LIBELED: 3-15-56, W. Dist. Ark.

CHARGE: 502 (a)—the labels of the articles, when shipped, contained false and misleading representations that the *Sulfadine*, when used as directed, was an adequate and effective treatment for cecal coccidiosis and enteritis in poultry and that the *Sulfa-Du*, when used as directed, was an adequate and effective treatment for infectious coryza and colds in poultry.

DISPOSITION: 5-19-56. Default—destruction.

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PRODUCTS

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Alfalfa capsules, Arth-Rite.....	5021	Gout, remedies for. <i>See</i> Rheu-	
Amino acid wafers.....	5008	matism, remedies for.	
Apple juice concentrate.....	5027-5029	Hair and scalp preparations.....	5033
Aratex tablets.....	5008	Halazone tablets.....	5014
Artho-C (Dri-Seal) tablets.....	5022, 5023	Hemovitamer device.....	5005
Arth-Rite alfalfa capsules.....	5021	Hemo-Vitonin tablets.....	5013
Arthritis, remedies for. <i>See</i>		Herbal diuretic tablets.....	5008
Rheumatism, remedies for.		Latrodol tablets.....	5001
Asmax tablets.....	5008	Lipolin.....	5008
Asthma, remedy for.....	5008	Lumbago, remedies for. <i>See</i>	
Befolin No. 1.....	5011	Rheumatism, remedies for.	
Big 3 Compound capsules, Albert		Master Liquid.....	5039
Christy's.....	5003	Mellanine capsules.....	5003
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Cepevit.....	5012	Neuritis, remedies for. <i>See</i>	
Christy's, Albert, Big 3 Com-		Rheumatism, remedies for.	
pound capsules.....	5003	Neuromicrometer device.....	5015
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	5034-5037	Rectone tablets.....	5008
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dies for.....	5008, 5024, 5030	S-M capsules.....	5006

¹ (5020) Seizure contested.